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8 **IN THE UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 LEE MAX BARNETT,

12 Petitioner,

13 vs.

14 VINCENT CULLEN,

15 Respondent.  
16 \_\_\_\_\_/

No. CIV S-99-2416-JAM-CMK

DEATH PENALTY CASE

ORDER

17 Petitioner, a state prisoner proceeding with appointed counsel, seeks a writ of  
18 habeas corpus pursuant to 28 U.S.C. § 2254. Pending before the court is petitioner's pro se  
19 motion to file an amended petition (Doc. 318).

20 Petitioner has been admonished several times throughout the course of this action  
21 regarding his pro se submissions. The court has informed petitioner that all such filings shall be  
22 completed through counsel, and that any pro se filings like the one currently before the court, will  
23 be stricken. (Docs. 70, 78, 203). Therefore, the Clerk of the Court will be instructed to strike  
24 petitioner's motion from the docket. Petitioner is again admonished about filing motions pro se.  
25 Such filings shall occur through counsel or not at all.

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1                   Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court is directed to  
2 strike petitioner's pro se motion to amend (Doc. 318) from the docket.

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4 DATED: September 1, 2011

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6 **CRAIG M. KELLISON**  
7 UNITED STATES MAGISTRATE JUDGE  
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